

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

GERMANDI TYLER,

Plaintiff,

vs.

BRIAN WILLIAMS, et al.,

Defendants.

Case No. 2:11-CV-01248-GMN-(RJJ)

ORDER

Plaintiff, who is in the custody of the Nevada Department of Corrections, has submitted a civil rights complaint pursuant to 42 U.S.C. § 1983. The complaint was previously screened by the court (#3). The matter shall now proceed.

IT IS ORDERED as follows:

1. Plaintiff's application to proceed in forma pauperis (#1) is **GRANTED**. Plaintiff shall not be required to pay an initial installment of the filing fee. In the event that this action is dismissed, the full filing fee must still be paid pursuant to 28 U.S.C. § 1915(b)(2).
2. The movant herein is permitted to maintain this action to conclusion without the necessity of prepayment of any additional fees or costs or the giving of security therefor. This order granting leave to proceed in forma pauperis shall not extend to the issuance of subpoenas at government expense.
3. Pursuant to 28 U.S.C. § 1915(b)(2), the Nevada Department of Corrections shall pay to the Clerk of the United States District Court, District of Nevada, 20% of the

1 preceding month's deposits to plaintiff's account (inmate #94098), in the months that
2 the account exceeds \$10.00, until the full \$350.00 filing fee has been paid for this
3 action. The Clerk of the Court shall send a copy of this order to the Finance Division
4 of the Clerk's Office. The Clerk shall also send a copy of this order to the attention
5 of the Chief of Inmate Services for the Nevada Department of Corrections, P.O. Box
6 7011, Carson City, NV 89702.

7 4. The Clerk shall detach and file the complaint.

8 5. The Clerk shall electronically serve a copy of this order and a copy of plaintiff's
9 complaint on the Office of the Attorney General of the State of Nevada, attention
10 Pamela Sharp.

11 6. The Attorney General's Office shall advise the Court within twenty-one (21) days of
12 the date of the entry of this order whether it can accept service of process for the
13 named defendants. As to any of the named defendants for which the Attorney
14 General's Office cannot accept service, the Office shall file, *under seal*, the last
15 known address(es) of those defendant(s).

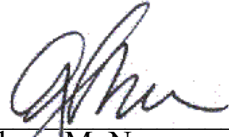
16 7. If service cannot be accepted for any of the named defendant(s), plaintiff shall file a
17 motion identifying the unserved defendant(s), requesting issuance of a summons, and
18 specifying a full name and address for said defendant(s).

19 8. If the Attorney General accepts service of process for any named defendant(s), such
20 defendant(s) shall file and serve an answer or other response to the complaint within
21 sixty (60) days from the date of this order.

22 9. Henceforth, plaintiff shall serve upon defendant(s) or, if an appearance has been
23 entered by counsel, upon their attorney(s), a copy of every pleading, motion or other
24 document submitted for consideration by the court. Plaintiff shall include with the
25 original paper submitted for filing a certificate stating the date that a true and correct
26 copy of the document was mailed to the defendants or counsel for the defendants. If
27 counsel has entered a notice of appearance, the plaintiff shall direct service to the
28 individual attorney named in the notice of appearance, at the address stated therein.

1 The court may disregard any paper received by a district judge or magistrate judge
2 which has not been filed with the Clerk, and any paper received by a district judge,
3 magistrate judge, or the Clerk which fails to include a certificate showing proper
4 service.

5 DATED this 4th day of January, 2012.

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8 Gloria M. Navarro
United States District Judge
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